Company

Company Tracking Number: AGLA 10-29

TOI: H161 Individual Health - Major Medical Sub-TOI: H161.005C Individual - Other

Product Name: AGLA 10-29 Endorsement

Project Name/Number: AGLA 10-29 Endorsement/AGLA 10-29

Filing at a Glance

Company: American General Life and Accident Insurance Company

Product Name: AGLA 10-29 Endorsement SERFF Tr Num: AGLA-126868487 State: Arkansas TOI: H16I Individual Health - Major Medical SERFF Status: Closed-Approved-State Tr Num: 47128

Closed

Sub-TOI: H16I.005C Individual - Other Co Tr Num: AGLA 10-29 State Status: Approved-Closed

Reviewer(s): Rosalind Minor

Author: Marilyn Ellis Disposition Date: 11/14/2010
Date Submitted: 10/25/2010 Disposition Status: Approved-

Group Market Size:

Group Market Type:

State Status Changed: 11/14/2010

Closed

Implementation Date Requested: On Approval Implementation Date:

State Filing Description:

Filing Type: Form

General Information

Project Name: AGLA 10-29 Endorsement Status of Filing in Domicile: Pending

Project Number: AGLA 10-29 Date Approved in Domicile:

Requested Filing Mode: Review & Approval

Explanation for Combination/Other:

Domicile Status Comments:

Market Type: Individual

Submission Type: New Submission Overall Rate Impact:

Filing Status Changed: 11/14/2010 Explanation for Other Group Market Type:

Deemer Date: Created By: Marilyn Ellis

Submitted By: Marilyn Ellis Corresponding Filing Tracking Number: AGLA

10-29

PPACA: Grandfathered Immed Mkt Reforms

Filing Description:

AGLA 10-29 Endorsement

The above form is being submitted for your consideration and approval. It is new and does not replace any form previously approved by your department. The referenced form has been submitted to our domicile state of Tennessee.

Endorsement AGLA 10-29 will be used with in force issues of the following policies:

Company

Company Tracking Number: AGLA 10-29

TOI: H161 Individual Health - Major Medical Sub-TOI: H161.005C Individual - Other

Product Name: AGLA 10-29 Endorsement

Project Name/Number: AGLA 10-29 Endorsement/AGLA 10-29

Policy Form No. Description Approval Date

756 Individual Expense Based Major Medical Policy Approved under Gulf Life Ins. Co. on 11/13/81 43066 Individual Expense Based Major Medical Policy Approved under Life & Casualty Ins Co; approval date not available.

43071 Individual Expense Based Major Medical Policy Approved under Life & Casualty Ins Co; approval date not available.

The purpose of the endorsement is to amend the policies listed above so that they conform to the requirements for "grandfathered" policies in The Patient Protection and Affordable Care Act (the "PPACA"). According to the PPACA, the policy to which this endorsement is attached is considered a "grandfathered" plan because it existed prior to March 23, 2010. The policy is no longer marketed or sold.

As required by the PPACA, as of September 23, 2010 our Company began administering any claims for benefits under the policy based on the changes in the endorsement, pending approval of the endorsement by your department.

Company and Contact

Filing Contact Information

Kathryn Mitchell, Kathryn.Mitchell@aglife.com
American Gerneral Center 615-749-1139 [Phone]

Nashville, TN 37250-0001

Filing Company Information

American General Life and Accident Insurance CoCode: 66672 State of Domicile: Tennessee

Company

American General Center Group Code: Company Type: L&H Nashville, TN 37250-0001 Group Name: State ID Number:

(615) 749-1139 ext. [Phone] FEIN Number: 62-0306330

Filing Fees

Fee Required? Yes
Fee Amount: \$50.00
Retaliatory? No

SERFF Tracking Number: AGLA-126868487 State: Arkansas

Filing Company: American General Life and Accident Insurance State Tracking Number: 47128

Company

Company Tracking Number: AGLA 10-29

TOI: H16I Individual Health - Major Medical Sub-TOI: H16I.005C Individual - Other

Product Name: AGLA 10-29 Endorsement

Project Name/Number: AGLA 10-29 Endorsement/AGLA 10-29

Fee Explanation: 1 forms x \$50 = \$50.00

Per Company: No

COMPANY AMOUNT DATE PROCESSED TRANSACTION #

American General Life and Accident Insurance \$50.00 10/25/2010 41117861

Company

Company

Company Tracking Number: AGLA 10-29

TOI: H16I Individual Health - Major Medical Sub-TOI: H16I.005C Individual - Other

Product Name: AGLA 10-29 Endorsement

Project Name/Number: AGLA 10-29 Endorsement/AGLA 10-29

Correspondence Summary

Dispositions

Status	Created By	Created On	Date Submitted
Approved- Closed	Rosalind Minor	11/14/2010	11/14/2010

Company

Company Tracking Number: AGLA 10-29

TOI: H16I Individual Health - Major Medical Sub-TOI: H16I.005C Individual - Other

Product Name: AGLA 10-29 Endorsement

Project Name/Number: AGLA 10-29 Endorsement/AGLA 10-29

Disposition

Disposition Date: 11/14/2010

Implementation Date: Status: Approved-Closed

Comment:

Rate data does NOT apply to filing.

Company

Company Tracking Number: AGLA 10-29

TOI: H16I Individual Health - Major Medical Sub-TOI: H16I.005C Individual - Other

Product Name: AGLA 10-29 Endorsement

Project Name/Number: AGLA 10-29 Endorsement/AGLA 10-29

Schedule	Schedule Item	Schedule Item Status	Public Access
Supporting Document	Flesch Certification	Approved-Closed	Yes
Supporting Document	Application	Approved-Closed	Yes
Supporting Document	Health - Actuarial Justification	Approved-Closed	Yes
Supporting Document	Outline of Coverage	Approved-Closed	Yes
Supporting Document	PPACA Uniform Compliance Summary	Approved-Closed	Yes
Form	Endorsement	Approved-Closed	Yes

Company

Company Tracking Number: AGLA 10-29

TOI: H16I Individual Health - Major Medical Sub-TOI: H16I.005C Individual - Other

Product Name: AGLA 10-29 Endorsement

Project Name/Number: AGLA 10-29 Endorsement/AGLA 10-29

Form Schedule

Lead Form Number: AGLA 10-29

Schedule	Form	Form Type Form Name	Action	Action Specific	Readability	Attachment
Item	Number			Data		
Status						
Approved-	AGLA 10-	Policy/Cont Endorsement	Initial		51.600	AGLA10-
Closed	29	ract/Fratern				29.pdf
11/14/2010)	al				
		Certificate:				
		Amendmen				
		t, Insert				
		Page,				
		Endorseme				
		nt or Rider				

ENDORSEMENT

This endorsement is attached to and made a part of this policy.

If this policy includes dependent coverage, such coverage is extended to the dependent's age 26 or to any older age that is provided for by this policy.

Any lifetime limits applicable to the essential benefit amounts payable under this policy are hereby removed.

This policy may be rescinded only for fraud or intentional misrepresentation of a material fact applicable to the coverage provided under this policy. We will notify you prior to any termination due to such fraud or intentional misrepresentation.

The Effective Date of this endorsement is September 23, 2010.

AMERICAN GENERAL LIFE AND ACCIDENT INSURANCE COMPANY

SECRETARY

Company

Company Tracking Number: AGLA 10-29

TOI: H161 Individual Health - Major Medical Sub-TOI: H161.005C Individual - Other

Product Name: AGLA 10-29 Endorsement

Project Name/Number: AGLA 10-29 Endorsement/AGLA 10-29

Supporting Document Schedules

Item Status: Status

Date:

Satisfied - Item: Flesch Certification Approved-Closed 11/14/2010

Comments: Attachments:

87-1.pdf

AGLA120Z49 REV0807.pdf

ARCERT2.pdf ARCert5.pdf

Item Status: Status

Approved-Closed

Approved-Closed

Approved-Closed

Date:

11/14/2010

Bypassed - Item: Application

Bypass Reason: This is an endorsement filing, not a policy.

Comments:

Item Status: Status

Date:

11/14/2010

Bypassed - Item: Health - Actuarial Justification

Bypass Reason: This is an endorsement filing, not a policy.

Comments:

Item Status: Status

Date:

11/14/2010

Bypassed - Item: Outline of Coverage

Bypass Reason: This is an endorsement filing, not a policy.

Comments:

Item Status: Status

Date:

Satisfied - Item: PPACA Uniform Compliance Approved-Closed 11/14/2010

SERFF Tracking Number: AGLA-126868487 State: Arkansas

Filing Company: American General Life and Accident Insurance State Tracking Number: 47128

Company

Company Tracking Number: AGLA 10-29

TOI: H16I Individual Health - Major Medical Sub-TOI: H16I.005C Individual - Other

Product Name: AGLA 10-29 Endorsement

Project Name/Number: AGLA 10-29 Endorsement/AGLA 10-29

Summary

Comments:

Attachment:

 $Final_PPACA_UniformComplianceSummaryAR.pdf$

AMERICAN GENERAL LIFE AND ACCIDENT INSURANCE COMPANY

A Member Company of American International Group, Inc. American General Center • Nashville, Tennessee 37250-0001 (615) 749-1523

Service for the attached policy will be provided by:

The Arkansas Department of Insurance has requested we provide you with the addresses and telephone numbers, as follow:

> **Customer Services** American General Life and Accident Insurance Company American General Center - 305N Nashville, Tennessee 37250 PH: 1-800-888-2452

State of Arkansas Department of Insurance 1200 West Third Street Little Rock, AR 72201-1904

PH: 1-800-852-5494

LIMITATIONS AND EXCLUSIONS UNDER THE ARKANSAS LIFE AND HEALTH INSURANCE GUARANTY ASSOCIATION ACT

Residents of this state who purchase life insurance, annuities or health and accident insurance should know that the insurance companies licensed in this state to write these types of insurance are members of the Arkansas Life and Health Insurance Guaranty Association ("Guaranty Association"). The purpose of the Guaranty Association is to assure that policy and contract owners will be protected, within certain limits, in the unlikely event that a member insurer becomes financially unable to meet its obligations. If this should happen, the Guaranty Association will assess its other member insurance companies for the money to pay the claims of policy owners who live in this state and, in some cases, to keep coverage in force. The valuable extra protection provided by the member insurers through the Guaranty Association is not unlimited, however. And, as noted in the box below, this protection is not a substitute for consumers' care in selecting insurance companies that are well-managed and financially stable.

DISCLAIMER

The Arkansas Life and Health Insurance Guaranty Association ("Guaranty Association") may not provide coverage for this policy. If coverage is provided, it may be subject to substantial limitations or exclusions and require continued residency in this state. You should not rely on coverage by the Guaranty Association in purchasing an insurance policy or contract.

Coverage is NOT provided for your policy or contract or any portion of it that is not guaranteed by the insurer or for which you have assumed the risk, such as non-guaranteed amounts held in a separate account under a variable life or variable annuity contract.

Insurance companies or their agents are required by law to provide you with this notice. However, insurance companies and their agents are prohibited by law from using the existence of the Guaranty Association to induce you to purchase any kind of insurance policy.

The Arkansas Life and Health Insurance Guaranty Association c/o The Liquidation Division 1023 West Capitol Little Rock, Arkansas 72201

Arkansas Insurance Department 1200 West Third Street Little Rock, Arkansas 72201-1904

(please turn to back of page)

The state law that provides for this safety-net is called the Arkansas Life and Health Insurance Guaranty Association Act ("Act"). Below is a brief summary of the Act's coverages, exclusions and limits. This summary does not cover all provisions of the Act; nor does it in any way change anyone's rights or obligations under the Act or the rights or obligations of the Guaranty Association.

COVERAGE

Generally, individuals will be protected by the Guaranty Association if they live in this state and hold a life, annuity or health insurance contract or policy, or if they are insured under a group insurance contract, issued by a member insurer. The beneficiaries, payees or assignees of policy or contract owners are protected as well, even if they live in another state.

EXCLUSIONS FROM COVERAGE

However, persons owning such policies are NOT protected by the Guaranty Association if:

- They are eligible for protection under the laws of another state (this may occur when the insolvent insurer was incorporated in another state whose guaranty association protects insureds who live outside that state);
- The insurer was not authorized to do business in this state;
- Their policy or contract was issued by a nonprofit hospital or medical service organization, an HMO, a fraternal benefit society, a mandatory state pooling plan, a mutual assessment company or similar plan in which the policy or contract owner is subject to future assessments, or by an insurance exchange.

The Guaranty Association also does **NOT** provide coverage for:

- Any policy or contract or portion thereof which is not guaranteed by the insurer or for which the owner has assumed the risk, such as non-guaranteed amounts held in a separate account under a variable life or variable annuity contract;
- Any policy of reinsurance (unless an assumption certificate was issued);
- Interest rate yields that exceed an average rate;
- Dividends and voting rights and experience rating credits;
- Credits given in connection with the administration of a policy by a group contract holder;
- Employers' plans to the extent they are self-funded (that is, not insured by an insurance company, even if an insurance company administers them);
- Unallocated annuity contracts (which give rights to group contractholders, not individuals).
- Unallocated annuity contracts issued to/in connection with benefit plans protected under Federal Pension Benefit Corporation ("FPBC")(whether the FPBC is yet liable or not);
- Portions of an unallocated annuity contract not owned by a benefit plan or a government lottery (unless the owner is a resident) or issued to a collective investment trust or similar pooled fund offered by a bank or other financial institution);
- Portions of a policy or contract to the extent assessments required by law for the Guaranty Association are preempted by State or Federal law;
- Obligations that do not arise under the policy or contract, including claims based on marketing materials or side letters, riders, or other documents which do not meet filing requirements, or claims for policy misrepresentations, or extra-contractual or penalty claims;
- Contractual agreements establishing the member insurer's obligations to provide book value accounting guarantees for defined contribution benefit plan participants (by reference to a portfolio of assets owned by a nonaffiliate benefit plan or its trustees).

LIMITS ON AMOUNT OF COVERAGE

The Act also limits the amount the Guaranty Association is obligated to cover: The Guaranty Association cannot pay more than what the insurance company would owe under a policy or contract. Also, for any one insured life, the Guaranty Association will pay a maximum of \$300,000 - no matter how many policies and contracts there were with the same company, even if they provided different types of coverages. Within this overall \$300,000 limit, the Association will not pay more than \$300,000 in health insurance benefits, \$300,000 in present value of annuity benefits, or \$300,000 in life insurance death benefits or net cash surrender values - again, no matter how many policies and contracts there were with the same company, and no matter how many different types of coverages. There is a \$1,000,000 limit with respect to any contract holder for unallocated annuity benefits, irrespective of the number of contracts held by the contract holder. These are limitations for which the Guaranty Association is obligated before taking into account either its subrogation and assignment rights or the extent to which those benefits could be provided out of the assets of the impaired or insolvent insurer.

American General Life and Accident Insurance Company

A member company of American International Group, Inc. American General Center • Nashville, Tennessee 37250-0001





AMERICAN GENERAL LIFE AND ACCIDENT INSURANCE COMPANY

ARKANSAS CERTIFICATION

Subject: AGLA 10-29 Endorsement

This is to certify that, to the best of my knowledge and belief, the above form complies with the requirements of Ark. Stat. Ann. 66-3251 through 66-3258, cited as the Life and Disability Insurance Policy Language Simplification Act.

Grace D. Harvey, ASA, MAAA Vice President and Actuary

DATE: October 25, 2010

Leave D. Howey



AMERICAN GENERAL LIFE AND ACCIDENT INSURANCE COMPANY

ARKANSAS CERTIFICATION

Subject: AGLA 10-29 Endorsement

This is to certify that the above form, to the best of my knowledge and belief, meets the provision of Arkansas Rule and Regulation 19 as well as all applicable requirements of the State of Arkansas Department of Insurance.

Grace D. Harvey, ASA, MAAA Vice President and Actuary

Deace D. Howey

DATE: October 25, 2010

Please select the appropriate check box below to indicate which product is amended by this filing.

☐ INDIVIDUAL HEALTH BENEFIT PLANS (Complete <u>SECTION A</u> only)

☐ SMALL / LARGE GROUP HEALTH BENEFIT PLANS (Complete <u>SECTION B</u> only)						
This form filing compliance summary is to be submitted with your [endorsement][contract] to comply with the immediate market reform requirements of the Patient Protection and Affordable Care Act (PPACA). These PPACA requirements apply only to policies for health insurance coverage referred to as "major medical" in the statute, which is comprehensive health coverage that includes PPO and HMO coverage. This form includes the requirements for grandfathered (coverage in effect prior to March 23, 2010) and non-grandfathered plans, and relevant statutes. Refer to the relevant statute to ensure compliance. Complete each item to confirm that diligent consideration has been given to each. (<i>If submitting your filings electronically, bookmark the provision(s) in the form(s) that satisfy the requirement and identify the page/paragraph on this form.</i>)						
*For all filings, include the	Type of Insurance (TOI) in	the first column.				
☐ Check box if this is a paper f	iling.					
COMPANY INFORMATION						
Company Name	NAIC Number	SERFF Tracking Number(s) *if applicable	Form Number(s) of Policy being endorsed	Rate Impact		
				☐ Yes ☐ No		

SECTION A – Individual Health Benefit Plans				
TOI	Category	Statute Section	Grandfathered	Non- Grandfathered
	Eliminate Pre-existing Condition Exclusions for Enrollees Under Age 19	[Sections 2704 and 1255 of the PHSA/Section 1201 of the PPACA]	N/A	Yes No If no , please explain.
	Explanation:			
	Page Number:			
	Eliminate Annual Dollar Limits on Essential Benefits Except allows for "restricted" annual dollar limits for essential benefits for plan years prior to January 1, 2014.	[Section 2711 of the PHSA/Section 1001 of the PPACA]	N/A	Yes No If no, please explain.
	Explanation:	,		
	Page Number:			
	Eliminate Lifetime Dollar Limits on Essential Benefits	[Section 2711 of the PHSA/Section 1001 of the PPACA]	☐ Yes ☐ No If no, please explain.	Yes No If no, please explain.
	Explanation:			
	Page Number:			
	Prohibit Rescissions – Except for fraud or intentional misrepresentation of material fact.	[Section 2712 of the PHSA/Section 1001 of PPACA]	☐ Yes ☐ No If no, please explain.	☐ Yes ☐ No If no, please explain
	Explanation:			
	Page Number:			

	SECTION A – Individual Health Benefit Plans			
TOI	Category	Statute Section	Grandfathered	Non- Grandfathered
	Preventive Services – Requires coverage and prohibits the imposition of cost-sharing for specified preventative services. Explanation: Page Number:	[Section 2713 of the PHSA/Section 1001 of the PPACA]	N/A	☐ Yes ☐ No If no , please explain.
	Extends Dependent Coverage for Children Until age 26 – If a policy offers dependent coverage, it must include dependent coverage until age 26. Explanation: Page Number:	[Section 2714 of the PHSA/Section 1001 of the PPACA]	☐ Yes ☐ No If no , please explain.	☐ Yes ☐ No If no, please explain.
	Appeals Process – Requires establishment of an internal claims appeal process and external review process. Explanation: Page Number:	[Section 2719 of the PHSA/Section 1001 of the PPACA]	N/A	☐ Yes ☐ No If no, please explain.
	Emergency Services – Requires plans that cover emergency services to provide such coverage without the need for prior authorization, regardless of the participating status of the provider, and at the in-network cost-sharing level. Explanation: Page Number:	[Section 2719A of the PHSA/Section 10101 of the PPACA]	N/A	☐ Yes ☐ No If no, please explain.

	SECTION A – Indi			
TOI	Category	Statute Section	Grandfathered	Non- Grandfathered
	Access to Pediatricians – Mandates that if designation of a PCP for a child is required, the person be permitted to designate a physician who specialized in pediatrics as the child's PCP if the provider is in-network.	[Section 2719A of the PHSA/Section 10101 of the PPACA]	N/A	Yes No If no , please explain.
	Explanation: Page Number:			
	Access to OB/GYNs – Prohibits authorization or referral requirements for obstetrical or gynecological care provided by in-network providers who specialize in obstetrics or gynecology.	[Section 2719A of the PHSA/Section 10101 of the PPACA]	N/A	Yes No If no , please explain.
Explanation: Page Number:				

	SECTION B – Group Heal	arge)		
TOI	Category	Statute Section	Grandfathered	Non- Grandfathered
	Eliminate Pre-existing Condition Exclusions for Enrollees Under Age 19	[Sections 2704 of the PHSA/Section 1201 of the PPACA]	Yes No If no , please explain.	Yes No If no, please explain.
	Explanation:			
	Page Number:			
	Eliminate Annual Dollar Limits on Essential Benefits – Except allows for "restricted" annual dollar limits for essential benefits for plan years prior to January 1, 2014.	[Section 2711 of the PHSA/Section 1001 of the PPACA]	☐ Yes ☐ No If no , please explain.	Yes No If no , please explain.
	Explanation:			
	Page Number:			
	Eliminate Lifetime Dollar Limits on Essential Benefits	[Section 2711 of the PHSA/Section 1001 of the PPACA]	☐ Yes ☐ No If no, please explain.	Yes No If no, please explain.
	Explanation:			
	Page Number:			
	Prohibit Rescissions – Except for fraud or intentional misrepresentation of material fact.	[Section 2712 of the PHSA/Section 1001 of PPACA]	☐ Yes ☐ No If no , please explain.	Yes No If no, please explain.
	Explanation:			
	Page Number:			

	SECTION B – Group Heal	arge)		
TOI	Category	Statute Section	Grandfathered	Non- Grandfathered
	Preventive Services – Requires coverage and prohibits the imposition of cost-sharing for specified preventative services	[Section 2713 of the PHSA/Section 1001 of the PPACA]	N/A	Yes No If no, please explain.
	Explanation:			
	Page Number:			
	Extends Dependent Coverage for Children Until age 26 – If a policy offers dependent coverage, it must include dependent coverage until age 26. ◊	[Section 2714 of the PHSA/Section 1001 of the PPACA]	Yes [⋄] No If no , please explain.	Yes No If no, please explain.
	Explanation:			
	Page Number:			
	Appeals Process – Requires establishment of an internal claims appeal process and external review process.	[Section 2719 of the PHSA/Section 1001 of the PPACA]	N/A	Yes No If no, please explain.
	Explanation:			
	Page Number:			

[♦] For plan years beginning before January 1, 2014, grandfathered group plans are not required to extend coverage to a child until the age of 26 if such child is eligible to enroll in another employee-sponsored plan

	SECTION B – Group Hea	lth Benefit Plans (Small and La	rge)	
TOI	Category	Statute Section	Grandfathered	Non- Grandfathered
	Emergency Services – Requires plans that cover emergency services to provide such coverage without the need for prior authorization, regardless of the participating status of the provider, and at the in-network cost-sharing level.	[Section 2719A of the PHSA/Section 10101 of the PPACA]	N/A	Yes No If no , please explain.
	Explanation:			
	Page Number:			
	Access to Pediatricians – Mandates that if designation of a PCP for a child is required, the person be permitted to designate a physician who specialized in pediatrics as the child's PCP if the provider is in-network.	[Section 2719A of the PHSA/Section 10101 of the PPACA]	N/A	☐ Yes ☐ No If no , please explain.
	Explanation:			
	Page Number:			
	Access to OB/GYNs – Prohibits authorization or referral requirements for obstetrical or gynecological care provided by in-network providers who specialize in obstetrics or gynecology.	[Section 2719A of the PHSA/Section 10101 of the PPACA]	N/A	☐ Yes ☐ No If no, please explain.
Explanation:				
	Page Number:			